

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X **Docket#**
UNITED STATES OF AMERICA, : 22-mj-01005 (RLM)
: :
: :
- versus - : U.S. Courthouse
KARA STERNQUIST, : Brooklyn, New York
: :
Defendant : September 15, 2022
: 3:19 p.m.
-----X

TRANSCRIPT OF CRIMINAL CAUSE FOR ARRAIGNMENT
BEFORE THE HONORABLE ROANNE L. MANN
UNITED STATES MAGISTRATE JUDGE

A P P E A R A N C E S:

For the Government: **Breon S. Peace, Esq.**
United States Attorney

BY: **Andres Palacio, Esq.**
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For the Defendant: **Denis P. Kelleher, Esq.**
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1 THE CLERK: This is Criminal Cause for an
2 Arraignment on the complaint, USA v. Kara Sternquist.
3 The case number is 22-1005-M.

4 May I have the parties state their name for the
5 record? Appearng for the government?

6 MR. PALACIO: Your Honor, Andy Palacio on
7 behalf of the United States. Good afternoon, everyone.
8 With me is Cory Bargerma (phonetic), legal intern.

9 THE COURT: Welcome.

10 THE CLERK: Thank you. And appearing for Ms.
11 Sternquist?

12 MR. KELLEHER: Good afternoon, your Honor.
13 Denis Kelleher; Talkin, Muccigrosso & Roberts, 40
14 Exchange Place, New York, New York for the defendant.

15 THE CLERK: Thank you very much. Okay, Judge.

16 THE COURT: All right. And I see the defendant
17 is present.

18 Is Inspector Schwartz here?

19 INSP. SCHWARTZ: Yes, your Honor.

20 THE COURT: Is that your signature on Page 11
21 of the complaint?

22 INSP. SCHWARTZ: Yes, it is, your Honor.

23 THE COURT: Would you raise your right hand?

24 (Inspector Schwartz, witness, swore to the complaint)

25 THE COURT: The complaint is approved.

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1 Ms. Sternquist, the purpose of this proceeding
2 is to make sure you understand what crime you're charged
3 with, to make sure you understand you have a right to be
4 represented by an attorney, and to address the question
5 of whether you should be released on bail or held in
6 jail. You're not required to make a statement about the
7 offense. Even if you've already done so, you don't have
8 to make any further statement. If you start to make a
9 statement, you can stop at any time. Any statement that
10 you do make other than one you make privately to your
11 attorney can be used against you. Do you understand
12 that?

13 THE DEFENDANT: Yes, your Honor.

14 THE COURT: Have you seen the complaint that's
15 been filed against you?

16 THE DEFENDANT: Yes, your Honor.

17 THE COURT: The complaint alleges that between
18 December 1, 2021 and today's date you with wrongful and
19 fraudulent intent did use, buy, and obtain fraudulent
20 badges and identification documents for multiple federal
21 law enforcement agencies.

22 You understand that that's the charge in which
23 you've been arrested?

24 THE DEFENDANT: Yes, your Honor.

25 THE COURT: I'm informed that you've retained

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1 Mr. Kelleher to represent you as your attorney in
2 connection with this charge.

3 I want you to know that if you cannot afford to
4 continue to retain counsel, the Court will appoint an
5 attorney to represent you at no charge to you. Do you
6 understand that?

7 THE DEFENDANT: Yes, your Honor.

8 THE COURT: Mr. Kelleher, have you reviewed the
9 complaint with Ms. Sternquist?

10 MR. KELLEHER: Yes, I have, your Honor. We
11 would waive its public reading.

12 THE COURT: And have you advised her of her
13 rights?

14 MR. KELLEHER: I have, I have.

15 THE COURT: Have you talked with her about
16 whether or not she's prepared to waive a preliminary
17 hearing?

18 MR. KELLEHER: We will waive till the 30th day,
19 your Honor.

20 THE COURT: All right. And I understand that
21 she has asked to have a bail hearing put on for next
22 Tuesday morning?

23 MR. KELLEHER: Wednesday morning.

24 THE COURT: Oh, Wednesday. I'm sorry, yes,
25 September 21st at 11 a.m.

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1 MR. KELLEHER: That's correct, your Honor. The
2 government is seeking detention. I am not at this
3 juncture prepared to offer any sort of bail package to
4 the Court and we would request the 21st at 11 for a
5 detention hearing.

6 THE COURT: I misspoke. I had written down the
7 21st. I said Tuesday. But the matter is on for
8 Wednesday, September 21st at 11 a.m. before the duty
9 magistrate judge.

10 In a moment I'll do a Rule 5(f) order. Is
11 there anything else that we need to address before I do
12 that?

13 MR. KELLEHER: The only issue, your Honor, is
14 my client has some serious medical issues. She's
15 indicated to me that she's had spinal cord surgery
16 recently and she's got no feeling basically in her lower
17 extremities. She's supposed to be in a wheelchair. So I
18 think there's going to need to be some sort of immediate
19 medical attention to address this at MDC.

20 THE COURT: All right. I'll issue a medical
21 memo to be sent to the MDC.

22 THE CLERK: I'm sorry, Judge, so spinal cord
23 surgery recently?

24 THE DEFENDANT: Yes.

25 MR. KELLEHER: Yes.

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1 THE COURT: When?

2 THE DEFENDANT: It was March 26th.

3 THE CLERK: Of this year?

4 THE DEFENDANT: Yes.

5 THE COURT: And numbness in the lower
6 extremities.

7 THE CLERK: In lower extremities. Okay.

8 Anything else that I should put in the medical memo for
9 their attention? When you get to MDC you should
10 definitely tell them right away.

11 THE DEFENDANT: I'm incapable of bowel and
12 bladder control and require assistance with both issues
13 on a continual basis.

14 THE CLERK: A bladder control.

15 THE DEFENDANT: And also continual pain --

16 THE COURT: Bladder and bowel control.

17 THE DEFENDANT: And also continual pain which I
18 have prescriptions for.

19 THE CLERK: Okay. Hold on. Bladder and bowel
20 control. I'm sorry, what else? I'm sorry.

21 THE DEFENDANT: Continual pain.

22 THE COURT: Prescription pain medication.

23 THE CLERK: The what medication?

24 THE DEFENDANT: Pain medication.

25 THE COURT: Pain.

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1 THE CLERK: Oh, pain medication. So --

2 THE DEFENDANT: I'm constantly at an eight or a
3 nine at least in my pain level like right now or at any
4 time.

5 THE CLERK: So you want a response by tomorrow?
6 I mean hopefully I'll get --

7 THE COURT: I want a response by tomorrow but
8 given the hour --

9 THE CLERK: I know. I mean I got to get back
10 then. Okay. So you need pain meds. So again, this
11 might not get to them but you should definitely tell them
12 that you're going through a nine to ten pain right at the
13 moment, you need pain meds.

14 THE DEFENDANT: They do have my medicine with
15 me.

16 THE CLERK: Who's they? The agent?

17 THE DEFENDANT: The agents, yes.

18 THE COURT: In my experience the MDC is
19 unlikely to accept that. They have their own dispensary
20 but --

21 THE CLERK: Can you, Agent, can you write down
22 the names of the pain meds so I can put it on there?
23 Okay? If you could -- okay.

24 So counsel, you need to do that. Yeah. And
25 then give it to me.

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1 MR. KELLEHER: Yes.

2 THE CLERK: Like all the pain meds.

3 MR. KELLEHER: I will do that.

4 THE CLERK: Okay.

5 THE DEFENDANT: Thank you.

6 THE CLERK: Thank you. All right.

7 THE COURT: I direct the government to comply
8 with its obligation under *Brady v. Maryland* and its
9 progeny to disclose to the defense all information
10 whether admissible or not that is favorable to the
11 defendant that is material either to guilt or to
12 punishment and known to the government. Possible
13 consequences for noncompliance may include dismissal of
14 individual charges or the entire case, exclusion of
15 evidence, and professional discipline or Court sanctions
16 on the attorneys responsible.

17 I'll be entering a written order more fully
18 describing this obligation and the possible consequences
19 of failing to meet it. And I direct the prosecution to
20 review and comply with that order. Mr. Palacio, does the
21 government confirm that it understands its obligations
22 and will fulfill them?

23 MR. PALACIO: Yes, your Honor.

24 THE COURT: Is there anything else that we need
25 to address?

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1 MR. PALACIO: No, your Honor.

2 MR. KELLEHER: I have nothing, your Honor.

3 THE COURT: All right. Then this hearing has
4 concluded. Everyone please take care and stay safe.

5 MR. PALACIO: Thank you.

6 THE CLERK: Thank you.

7 (Matter concluded)

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C E R T I F I C A T E

I, MARY GRECO, hereby certify that the foregoing transcript of the said proceedings is a true and accurate transcript from the electronic sound-recording of the proceedings reduced to typewriting in the above-entitled matter.

I FURTHER CERTIFY that I am not a relative or employee or attorney or counsel of any of the parties, nor a relative or employee of such attorney or counsel, or financially interested directly or indirectly in this action.

IN WITNESS WHEREOF, I hereunto set my hand this 27th day of September, 2022.

Mary Greco
Transcriptions Plus II, Inc.